

Express Mail Label No.: EL 844 512 671 US

ATTORNEY'S DOCKET NO: S1022/8663

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: S1022/8663  
Serial No: Unassigned  
Filed: Herewith  
For: VALIDATION OF THE PRESENCE OF AN  
ELECTROMAGNETIC TRANSPONDER IN THE FIELD OF AN  
AMPLITUDE DEMODULATION READER

Examiner: Unassigned  
Art Unit: Unassigned

Commissioner for Patents  
Washington, D.C. 20231

STATEMENT FILED PURSUANT TO THE DUTY OF  
DISCLOSURE UNDER 37 CFR §§1.56, 1.97 AND 1.98

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, the Applicant requests consideration of this Information Disclosure Statement.

PART I: Compliance with 37 C.F.R. §1.97

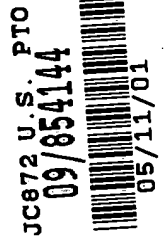
This Information Disclosure Statement has been filed within three months of the filing date of a National Application. No fee or certification is required.

PART II: Information Cited

The Applicant hereby makes of record in the above-identified application the information listed on the attached form PTO-1449 (modified). The order of presentation of the references should not be construed as an indication of the importance of the references.

The Applicant hereby makes the following additional information of record in the above-identified application:

The examiner's attention is hereby drawn to the attached French Search Report. As shown in the patent family search attached to the search report, U.S. Patent No. 5,703,573 corresponds to document EP-A-0 722 094, cited in the French Search Report.



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The applicant would like to bring to the Examiner's attention the following co-pending applications that may contain subject matter related to this application:

| <u>Attorney Docket No.</u> | <u>Filing Date</u> | <u>Title of Application</u>  |
|----------------------------|--------------------|--|
| S1022/8567                 | May 11, 2001       | Validation Of The Presence Of An Electromagnetic Transponder In The Field Of A Reader                    |
| S1022/8628                 | May 11, 2001       | Evaluation Of The Number Of Electromagnetic Transponders In The Field Of A Reader                        |
| S1022/8664                 | May 11, 2001       | Validation Of The Presence Of An Electromagnetic Transponder In The Field Of A Phase Demodulation Reader |

PART III: Explanation of Non-English Language References and Remarks Concerning Other Information Cited

The following is a concise explanation of the relevance of each non-English language reference listed on the attached form PTO-1449 (modified):

For the relevance of the listed non-English language reference, the examiner's attention is drawn to the enclosed French Search Report, wherein the document EP-A-0 857 981 has been placed in category "A", meaning that, in the opinion of the French Searching Authority, it relates to the general technological field of the invention..

PART IV: Remarks

Documents cited on the attached form PTO-1449 (modified) are enclosed unless otherwise indicated on the attached form PTO-1449 (modified). It is respectfully requested that:

1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;

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2. The enclosed form PTO-1449 be signed by the Examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application;

3. The citations for the information be printed on any patent which issues from this application.

By submitting this Information Disclosure Statement, the Applicant makes no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Notwithstanding any statements by the Applicant, the Examiner is urged to form his own conclusion regarding the relevance of the cited information.

An early and favorable action is hereby requested.

Respectfully submitted,

By: 

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Attorneys for Applicant

Docket No. S1022/8663  
Dated: May 11, 2001  
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|---|---|------------------------------------|---|-------------------------------------|--|
| <b>FORM PTO-1449/A and B (Modified)</b><br><br><b>INFORMATION DISCLOSURE<br/>STATEMENT BY APPLICANT</b> |   | <b>APPLICATION NO.:</b> Unassigned |   | <b>ATTY. DOCKET NO.:</b> S1022/8663 |  |
|   |   | FILING DATE: Herewith              |   |                                     |  |
|   |   | APPLICANT: S1022/8663              |   |                                     |  |
|   |   | GROUP ART UNIT: Unassigned         |   | <b>EXAMINER:</b> Unassigned         |  |
| Sheet   | 1 | of                                 | 1 |                                     |  |

JCE72 U.S. PRO  
 09/854144  
 05/11/01

### U.S. PATENT DOCUMENTS

| Examiner's<br>Initials# | Cite<br>No. | U.S. Patent Document |           | Name of Patentee or Applicant of Cited Document | Date of Publication or of issue<br>of Cited Document<br>MM-DD-YYYY |
|-------------------------|-------------|----------------------|-----------|---|--|
|                         |             | Number               | Kind Code |   |  |
|                         |             | 5,703,573            |           | Fujimoto, et al.                                | 12/30/97   |
|                         |             | 6,028,503            |           | Preishuberpflügl et al.                         | 02/22/00   |
|                         |             |                      |           |   |  |
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### FOREIGN PATENT DOCUMENTS

| Examiner's<br>Initials# | Cite<br>No. | Foreign Patent Document |           |           | Name of Patentee or Applicant of Cited Document<br>(not necessary) | Date of Publication of Cited Document<br>MM-DD-YYYY | Translation<br>(Y/N) |
|-------------------------|-------------|-------------------------|-----------|-----------|--|---|----------------------|
|                         |             | Office/<br>Country      | Number    | Kind Code |  |   |                      |
|                         |             | WO                      | 9943096   |           | Motorola Inc.  | 08/26/99  | Y                    |
|                         |             | EP                      | 0 857 981 | A1        | EM Microelectronic-Marin SA  | 08/12/98  | N                    |
|                         |             |                         |           |           |  |   |                      |
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|                         |             |                         |           |           |  |   |                      |
|                         |             |                         |           |           |  |   |                      |

### OTHER ART — NON PATENT LITERATURE DOCUMENTS

| Examiner's<br>Initials# | Cite<br>No | Include name of the author (in CAPITAL LETTERS) title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, relevant page(s), volume-issue number(s), publisher, city and/or country where published. | Translation<br>(Y/N) |
|-------------------------|------------|---|----------------------|
|                         |            | French Search Report from French Patent Application 00 06065, filed May 12, 2000  |                      |
|                         |            | French Search Report from French Patent Application 00 06061, filed May 12, 2000  |                      |
|                         |            | French Search Report from French Patent Application 00 06064, filed May 12, 2000  |                      |
|                         |            | French Search Report from French Patent Application 00 06071, filed May 12, 2000  |                      |

|                 |                        |
|-----------------|------------------------|
| <b>EXAMINER</b> | <b>DATE CONSIDERED</b> |
|-----------------|------------------------|

#EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.